

DAVID L. ANDERSON (CABN 149604)  
United States Attorney

HALLIE HOFFMAN (CABN 210020)  
Chief, Criminal Division

ROBERT DAVID REES (CABN 229441)  
LLOYD FARNHAM (CABN 202231)  
Assistant United States Attorney

450 Golden Gate Avenue, Box 36055  
San Francisco, California 94102-3495  
Telephone: (415) 436-7210  
FAX: (415) 436-7234  
Email: robert.rees@usdoj.gov

Attorneys for United States of America

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION

UNITED STATES OF AMERICA, ) CR 12-0678 MMC  
Plaintiff, )  
v. ) STIPULATION AND ~~PROPOSED~~ ORDER  
DEREK F.C. ELLIOTT, ) REGARDING RESTITUTION  
Defendant. )

The parties appeared for sentencing hearings regarding the defendant on November 6 and 20, 2019. Restitution was discussed extensively at both hearings but was not finalized, and a restitution hearing is set for February 19, 2020. However, the parties have been hard at work on the issue of restitution and are now prepared to stipulate, and do stipulate, to the attached restitution schedule. In addition to including all proper restitution regarding Juan Dolio purchases, the attached restitution schedule also includes restitution to victims who purchased Maxim Bungalows products at Cofresi who were not otherwise awarded compensation from Juan Dolio purchases. These restitution awards are included at the end of the attached spreadsheet and include over \$2,000,000 in additional restitution. The overall restitution amount in the attached spreadsheet is \$38,576,401.13. Because the parties have

**STIPULATION TO RESTITUTION  
CR 12-0678 MMC**

1 now stipulated and agreed to restitution in this matter, including the additional Maxim Bungalow awards  
2 in accordance with the Court's inquiry on that subject, and that the attached restitution schedule should  
3 be ordered by the Court and included in an amended judgment, the parties also stipulate and agree that a  
4 further restitution hearing is unnecessary and should therefore be vacated.

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6 IT IS SO STIPULATED

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8 DATED: February 14, 2020

DAVID L. ANDERSON  
United States Attorney

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/s  
ROBERT DAVID REES  
LLOYD FARNHAM  
Assistant United States Attorneys

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DATED: February 14, 2020

/s  
BRETT PARKINSON, ESQ.  
Counsel for defendant Derek Elliott

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[PROPOSED] ORDER

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For the good cause stated above, IT IS HEREBY ORDERED that the judgment in this case shall be amended to impose restitution in the amounts, and to the victims, indicated in the attached restitution schedule, with a total overall restitution award of \$38,576,401.13. The government shall provide an unredacted copy of the attached restitution schedule to U.S. Probation and to the Clerk of the Court to aid in its execution. Accordingly, the restitution hearing currently set for February 19, 2020 in this matter is hereby vacated.

  
HON. MAXINE M. CHESNEY  
UNITED STATES DISTRICT JUDGE

DATED: February 14, 2020